

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JACK GERRITSEN, et al.,

Plaintiffs,

V.

LOS ANGELES COUNTY

METROPOLITAN

TRANSPORTATION AUTHORITY,

et al.,

Defendants.

NO. CV 22-6052 RGK (KS)

**ORDER ACCEPTING FINDINGS AND
RECOMMENDATIONS OF UNITED
STATES MAGISTRATE JUDGE**

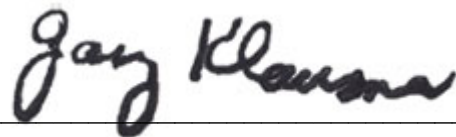
Pursuant to 28 U.S.C. § 636, the Court has reviewed the Third Amended Complaint, all of the records herein, the September 21, 2023 Report and Recommendation of United States Magistrate Judge (“Report”), and Plaintiffs’ Objections. Pursuant to 28 U.S.C. § 636(b)(1)(C) and Fed. R. Civ. P. 72(b), the Court has conducted a *de novo* review of those portions of the Report to which objections have been stated. Having completed its review, the Court accepts the findings and recommendations set forth in the Report. Accordingly, IT IS ORDERED that:

(1) Defendant North American Security and Investigations, Inc.’s Motion to Dismiss Case and Strike Plaintiffs’ Third Amended Complaint (Dkt. No. 45) is GRANTED in part and DENIED in part;

- 1 (2) Defendant Los Angeles County Metropolitan Transportation Authority's Motion to
2 Dismiss Case and Strike Plaintiffs' Third Amended Complaint (Dkt. No. 46) is
3 GRANTED in part and DENIED in part;
- 4 (3) Claims One, Three, Four, Five, Six, Seven, and Nine of the Third Amended
5 Complaint (Dkt. No. 41) are DISMISSED with prejudice;
- 6 (4) Claims Two and Eight of the Third Amended Complaint (Dkt. No. 41) are
7 DISMISSED without prejudice;
- 8 (5) Defendant North American Security and Investigations, Inc.'s motion to strike
9 Plaintiffs' prayer for punitive damages and injunctive relief (Dkt. No. 45) is
10 DENIED;
- 11 (6) Defendant Los Angeles County Metropolitan Transportation Authority's motion to
12 strike Plaintiffs' prayer for punitive damages and injunctive relief (Dkt. No. 46) is
13 DENIED;
- 14 (7) Plaintiffs, if they still wish to pursue claims against Defendants North American
15 Security and Investigations, Inc. and Los Angeles County Metropolitan
16 Transportation Authority, are ORDERED **within 30 days** to file a Fourth Amended
17 Complaint that asserts plausible claims for relief against Defendants.

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19 IT IS SO ORDERED.

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21 Dated: October 10, 2023



22 R. GARY KLAUSNER
23 UNITED STATES DISTRICT JUDGE
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